



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation					
Action:	<input checked="" type="checkbox"/>	Adoption		<input checked="" type="checkbox"/>	Repeal
Statutory Authority: 20-121, 20-116 (h), 20-115.1 (b), 136-18 (5).					
Public Hearing Not Required For This Action Under: GS 150A-1, 20-1.					
Rule Summary: Trucks Prohibited Route.					
Circumstances Requiring Rule Adoption, Repeal: Necessary for public safety and welfare.					
Effective Date: January 06, 2014					

January 06, 2014

DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

Trucks Prohibited Route

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-18 (5), 20-116 (h), 20-115.1 (b), 20-121.

COUNTY AVERY

DIVISION 11

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
AVERY	1067387	NC 194	No truck tractors with trailers between US 19E (northern) and NC 184 (eastern).

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
AVERY	1066916	NC 194	No truck tractors with trailers traveling eastbound between US 19E (northern) and NC 184 (eastern). This ordinance is temporary due to the mudslide and closure of NC 194 south of Elk Park.

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-121, 20-116 (h), 20-115.1 (b), 136-18 (5)).

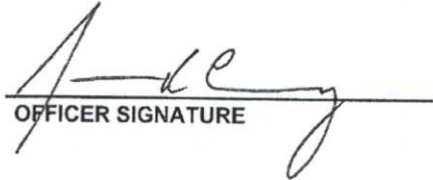
All the actions to the Highway Traffic Ordinances herein adopted are effective January 06, 2014 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
Trucks Prohibited Route	1	1
Total	1	1

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

January 06, 2014

DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

Johnson, Jacqueline D

From: Hamrick, James A
Sent: Monday, January 06, 2014 10:53 AM
To: Jaeger, Jeff; Johnson, Jacqueline D; Avery, Lisa N
Cc: Galloway, David D
Subject: FW: NC 194 Truck ordinance

Jeff, Lisa, Jackie,

Please see the reference email below. I have written ordinances to repeal the temporary restriction ordinance (1066916) and reinstate the truck restriction to its former description (ordinance # 1067387). These were handled without a formal request form and I assume this can be done without one this time. This action places the original restriction from August 2008 back in place. Thanks and let me know if you need additional information.

J. A. Hamrick, P. E.
Regional Traffic Engineer
Transportation Mobility and Safety Division High Country and Foothills Region

-----Original Message-----

From: Hamrick, James A
Sent: Monday, August 26, 2013 9:29 AM
To: Jaeger, Jeff; Avery, Lisa N (lavery@ncdot.gov); Johnson, Jacqueline D (jackiejohnson@ncdot.gov)
Cc: Lacy, Kevin; Galloway, David D; Adams, Daniel R
Subject: NC 194 Truck ordinance

Jeff, Lisa, Jackie,

After discussion with Kevin this morning, I entered a repeal of the existing NC 194 truck prohibition (ordinance # 1058545). I entered a replacement ordinance for truck prohibitions for eastbound travel on NC 194 between US 19E and NC 194 in Banner Elk to be in effect until the slide is repaired (Ordinance # 1066916).

Kevin will sign these today. He also advised that a notice to the Speaker Pro Tem would not be needed now nor when we repeal this new ordinance and revert to the full prohibition upon reopening of NC 194 at the slide.

Daniel,

Please advise when the road is opened.

Thanks!

J. A. Hamrick, P. E.
Regional Traffic Engineer
Transportation Mobility and Safety Division High Country and Foothills Region

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